CONGRESSIONAL OVERSIGHT OF COVERT ACTIVITIES

Permanent Select Committee on Intelligence: Held a hearing on whether additional legislation is needed to increase the effectiveness of congressional oversight of covert actions and/or to define in more detail the circumstances in which such action may be undertaken, including consideration of the following bills: H.R. 2787, Intelligence Activities Oversight Information Act; H.R. 3114, Intelligence Expenditures Oversight Act of 1983; and H.R. 3872, to amend the National Security Act of 1947. Testimony was heard from public witnesses.

Hearings continue tomorrow.

CHILDREN'S FEARS OF WAR

Select Committee on Children, Youth, and Families: Held a hearing on Children's Fears of War. Testimony was heard from public witnesses.

Joint Meeting

ALLOCATION OF RESOURCES TO USSR/CHINA

Joint Economic Committee: Subcommittee on International Trade, Finance, and Security Economics held closed hearings on the allocation of resources to the Soviet Union and China, receiving testimony from officials of the intelligence community.

Hearings were recessed subject to call.

Wednesday, September 21, 1983

Senate

Chamber Action

Routine Proceedings, pages 24984-25074.

Measures Introduced: Seven bills and two resolutions were introduced, as follows: S. 1866–1872, and S.J. Res. 167–168.

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Measures Reported: Reports were made as follows:

S. Res. 223, expressing the appreciation of the American people for the efforts of the Japanese Government in connection with the Korean Air Lines tragedy.

S. 431, to amend the Clean Water Act, as amended, to authorize funds for fiscal years 1983, 1984, 1985, 1986, and 1987, and for other purposes, with an amendment in the nature of a substitute and an amendment to the title (with additional and supplemental views). (S. Rept. No. 98-233)

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Measures Passed:

Announcement of Acreage Limitation and Set-Aside Programs: Senate passed H.R. 3914, requiring the Secretary of Agriculture to make an earlier announcement of the 1984 crop feed grain program and of the 1985 crop wheat and feed grain program.

Budget Act Waiver: Senate agreed to S. Res. 161, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 771, listed below.

Health Promotion and Disease Prevention Amendments of 1983: Senate passed S. 771, authorizing funds through fiscal year 1986 for health promotion and disease prevention programs of the Department of Health and Human Services, after agreeing to committee amendments thereto.

Department of the Interior Appropriations, 1984: By 76 yeas to 18 nays, Senate passed H.R. 3363, appropriating funds for fiscal year 1984 for the Department of the Interior and certain related agencies, after taking action on further amendments proposed thereto, as follows:

Adopted:

By 69 yeas to 25 nays, Domenici-Bingaman Amendment No. 2168, providing funds to reimburse private litigants in a water adjudication suit involving Indians where the United States is required to hire private counsel for individual Indian tribes.

Page 2500

Rejected:

By 40 yeas to 53 nays, Nickles-Zorinsky Amendment No. 2178, to delete funding for the Washington Opera.

Page 25002

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators McClure, Stevens, Laxalt, Garn, Cochran, Andrews, Rudman, Weicker, Hatfield, Byrd, Johnston, Huddleston, Leahy, DeConcini, Burdick, Bumpers, and Stennis.

Local Government Fiscal Assistance Amendments of 1983: By 87 yeas to 6 nays, Senate passed H.R. 2780, authorizing funds through fiscal year 1986 to provide for general-purpose fiscal assistance to local governments, after striking all after the enacting clause and inserting the text of S. 1426, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute and taking action on amendments proposed thereto, as follows:

Adopted:

(1) Long Amendment No. 2182, eliminating the alternative allocation of revenue sharing funds to local governments.

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(2) Heinz Amendment No. 2183, disregarding reductions in adjusted taxes due to economic dislocation.

Page 25030

(3) Durenberger Amendment No. 2186, providing that the Secretary of the Treasury, the Secretary of Commerce, the Comptroller General, and the

ernmental Relations shall undertake a series of studies on Federalism and the future role of the Revenue Sharing Program in the Federal system. Page 25035 Rejected:

(1) By 30 yeas to 64 nays, Moynihan Amendment No. 2180, to increase the authorization of entitlements for local governments to \$5,017,000,000.

(2) By 36 yeas to 58 nays, Bradley Amendment No. 2181, to increase the authorization of entitlements for local governments to \$4,791,700,000.

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Dole, Danforth, Heinz, Durenberger, Long, Bentsen, and Mitchell. Page 25038

S. 1426, Senate companion measure, was indefinitely postponed.

Treaties Received: The injunction of secrecy was removed from the following treaties, which were transmitted to the Senate today:

(1) Tax Protocol with Canada (Treaty Doc. 98-7);

(2) Treaty with Thailand on the Execution of Penal Sentences (Treaty Doc. 98-8); and

(3) United Nations Convention on Contracts for the International Sale of Goods (Treaty Doc. 98-9).

The treaties were considered as having been read for the first time and referred to the Committee on Foreign Relations and ordered to be printed.

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Confirmations: Senate confirmed the following nominations:

Matthew V. Scocozza, of Tennessee, to be an Assistant Secretary of Transportation.

Barbara E. McConnell, of the District of Columbia, to be a Member of the Civil Aeronautics Board for term expiring December 31, 1983, and reappointment for term expiring December 31, 1989.

104 Army nominations in the rank of general.

1 Navy nomination in the rank of admiral.

1 Air Force nomination in the rank of general.

Routine lists of Army, Navy, Air Force, Marine

Corps and National Guard nominations.	Page 25072
Messages From the House:	Page 25043
Measures Ordered Held at Desk:	Page 25044
Petitions and Memorials:	Page 25044
Statements on Introduced Bills:	Page 25049
Amendments Submitted:	Page 25060
Notices of Hearings:	Page 25062
Committee Authority To Meet:	Page 25062
Additional Statements:	Page 25062
Nominations Confirmed:	Page 25072

Record Votes: Six record votes were taken today. (Total-262) Pages 25001, 25002, 25009, 25020, 25023, 25038 Recess: Senate convened at 12 noon, and recessed at 7:48 p.m., until 11 a.m., on Thursday, September 22, 1983. (For Senate's program, see remarks of Senator Baker in today's Record on page 25072.)

Committee Meetings

SECONDARY MORTGAGE MARKET **ENHANCEMENT ACT**

Committee on Banking, Housing and Urban Affairs: Subcommittee on Housing and Urban Affairs held hearings on S. 1821, to increase the amount of mortgage money available to consumers by making private sector investment in the secondary mortgage market easier, receiving testimony from David Beal, Norwest Mortgage, Inc., and Residential Funding Corp., Minneapolis, Minnesota; Charles Reed, Sears Mortgage Securities Corp., San Francisco, California; Claude E. Pope, General Electric Mortgage Insurance Corporation, Raleigh, North Carolina; Stuart A. Davis, St. Louis, Missouri, representing the National Association of Realtors; David C. Smith, National Association of Home Builders, and Roy Green, U.S. League of Savings Associations, both of Washington, D.C.; Eugene L. Thomas, Arizona Bank, Phoenix, and Leland E. Tanner, Indiana National Bank, Indianapolis, both on behalf of the American Bankers Association; Willard Gourley, Northwestern Mortgage Corporation, Charlotte, North Carolina, on behalf of the Mortgage Bankers Association; William A. Simpson, Republic Mortgage Insurance Company, Winston-Salem, North Carolina, on behalf of the Mortgage Insurance Companies of America; and Gary Lange, The Savings Bank of Puget Sound, Seattle, Washington, on behalf of the National Association of Mutual Savings Banks/National Savings and Loan League.

Hearings continue tomorrow.

MOTOR CARRIER ACT

Committee on Commerce, Science, and Transportation: Committee concluded oversight hearings on the implementation of the Motor Carrier Act (P.L. 96-296), after receiving testimony from Elizabeth Hanford Dole, Secretary of Transportation; Reese H. Taylor, Jr., Chairman, Interstate Commerce Commission; William F. Baxter, Assistant Attorney General for Antitrust, Department of Justice; Cornish F. Hitchcock, Public Citizen, Hugh Brady, National Association of Manufacturers, James Edler, National Industrial Transportation League, Mark J. Andrews, Motor Carrier Lawyers Association, and Richard D. Henderson, Private Truck Council of America, all of Washington, D.C.; Richard A. Warren, Lever Brothers Company, New York City; Richard Velton, Johnson and Johnson Products, Inc., New Brunswick, New Jersey, George Zigich,

AAA Trucking Company, Trenton, New Jersey, and Irwin H. Silberman, Irwin H. Silberman and Associates, Potomac, Maryland, both representing the American Trucking Associations, Inc.; Rita Bontz, Truckers Action Conference, Baltimore, Maryland; Marshall Siegel, Independent Owner-Operators Association, Canton, Massachusetts; and Paul C. Locigno, Washington, D.C., Jack Chambers and Marvin Saunders, both of Winston Salem, North Carolina, and Barney Huffman, Purlear, North Carolina, all of the International Brotherhood of Teamsters.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following business items:

The nomination of William P. Pendley, of Wyoming, to be an Assistant Secretary of the Interior;

S. 672, to authorize additional funds for dam safety work and allow for replacement of dams, with amendments; and

An original resolution (S. Res. 234) waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 672, listed above.

CLEAN WATER ACT

Committee on Environment and Public Works: Committee ordered favorably reported an original bill (S. 2006) to amend Title III of the Clean Water Act (P.L. 95-217), providing a non-point source pollution management program.

NOMINATION

Committee on Finance: Committee approved for reporting the nomination of Katherine D. Ortega, of New Mexico, to be Treasurer of the United States.

WAR POWERS RESOLUTION

Committee on Foreign Relations: Committee concluded hearings on measures relating to the War Powers Resolution and authorizing the continued participation of U.S. Armed Forces in the multinational force in Lebanon, including S.J. Res. 163 and S.J. Res 166, after receiving testimony from George P. Shultz, Secretary of State; and General P. X. Kelley, Commandant, U.S. Marine Corps.

Committee will consider the resolution on Friday, September 23.

REGULATORY REFORM

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure held hearings on the substance of S. 1080, to improve and modify the Federal regulatory reform process (pending on Senate calendar), receiving testimony from Senators Bumpers and Levin; Representatives Sam Hall, Kindness, and Levitas; James C. Miller III, Chair-

Federal Trade Commission; Christopher DeMuth, Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget; Loren A. Smith, Chairman, Administrative Conference of the United States; Arthur J. Corazzini, Acting Director, Program Analysis Division, General Accounting Office; Judge Richard S. Arnold, U.S. Circuit Judge for the 8th Circuit; James T. O'Reilly, University of Cincinnati, Ohio; and Dick Patterson and Hugh Brady, both of the National Association of Manufacturers, Richard J. Leighton, U.S. Chamber of Commerce, Sally L. Douglas, National Federation for Independent Business, George C. Freeman, Hunton and Williams, Howard Marlowe, AFL-CIO, Nancy Drabble, Public Citizen's Congress Watch, and Frances Dubrowski, Natural Resources Defense Council, all of Washington, D.C.

Hearings were recessed subject to call.

LEGAL SERVICES CORPORATION— AUTHORIZATIONS

Committee on Labor and Human Resources: Committee began consideration of S. 1838, authorizing funds for an additional five years for the Legal Services Corporation, but did not complete action thereon, and recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: Committee held a closed meeting on intelligence matters, but made no announcements.

Committee will meet again on Wednesday, September 28.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 3942-3954; 3 private bills, H.R. 3955-3957; and 10 resolutions, H.J. Res. 365 and 366, H. Con. Res. 170-173, and H. Res. 312-315, were introduced.

Bills Reported: Reports were filed as follows:

H. Res. 312, providing for the consideration of S. 602, to provide for the broadcasting of accurate information to the people of Cuba (H. Rept. 98–368);

H. Res. 313, providing for the consideration of H.R. 2144, to establish an endowment program for developing institutions (H. Rept. 98–369);

H. Res. 314, providing for the consideration of H.R. 2782, to revitalize the defense industrial base of the United States (H. Rept. 98–370);

H.R. 3648, to improve the cost effectiveness of the National Railroad Passenger Corporation, to au-Chairman of the Advisory Commission on Intergovthorize appropriations for such Corporation for the fiscal year ending September 30, 1984, amended (H. Rept. 98-371); and

S. 1625, to amend the District of Columbia Reform Act (H. Rept. 98-372). Page 25187

Rehabilitation Act Reauthorization: The Speaker appointed the following Members as additional conferees on S. 1340, to revise and extend the Rehabilitation Act of 1973 and to extend the Developmental Disability Assistance and Bill of Rights Act: Representatives Kildee and Nielson of Utah, solely for the consideration of title I of the Senate bill, and modifications thereof; Representatives Dingell, Scheuer, Ottinger, Sharp, Markey, Luken, Broyhill, Corcoran, and Moorhead, solely for the consideration of section 402(c)(8) of title IV of the House amendment, and modifications thereof; and Representatives Dingell, Waxman, and Broyhill, exclusively for the consideration of title II of the Senate bill, and modifications thereof. The House had previously insisted on its amendments to S. 1340 and asked a conference on Tuesday, September 13.

D.C. Appropriations: House disagreed to the Senate amendments to H.R. 3415, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1984; and agreed to a conference. Appointed as conferees: Representatives Dixon, Natcher, Stokes, Wilson, Lehman of Florida, Sabo, Whitten, Coughlin, Green, Rogers, and Conte. Subsequently, conferees received permission to have until midnight tonight to file a conference report on H.R. 3415.

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 3263, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1984.

Page 25081

Community Renewal Employment Act: By a yeaand-nay vote of 246 yeas to 178 nays, Roll No. 351, the House passed H.R. 1036, to provide employment opportunities to long-term unemployed individuals in high unemployment areas in projects to repair and renovate vitally needed community facilities.

Rejected a motion to recommit the bill to the Committee on Education and Labor. Earlier, a point of order was sustained against a motion to recommit the bill to the Committee on Education and Labor with instructions that it be reported back forthwith containing an amendment in the nature of a substitute that consisted of the text of H.R. 1955, "Enterprize Zone Employment and Development Act of 1983".

Agreed To:

The committee amendment in the nature of a substitute;

An amendment that strikes the 1983 authorization and authorizes \$3.5 billion for fiscal year 1984 (agreed to by a recorded vote of 414 ayes, Roll No. 346);

An amendment that limits use of funds for administrative expenses to not more than 15 percent of the amount received by local governments;

An amendment, as amended by a substitute, that limits use of administrative funds for salaries to administrators or supervisors not to exceed comparable rates for present employees, or rates prescribed for Federal GS-10 employees;

An amendment that phases-down the authorization level as unemployment rates decline, and provides a cut-off of the authorization should unemployment fall below six percent. Rejected an amendment to the amendment that sought to cut-off the authorization should unemployment fall below four percent, but provides authorization for areas of substantial unemployment where there is at least 6.5 percent unemployment during the preceding 12-month period (rejected by a recorded vote of 208 ayes to 210 noes, Roll No. 347);

An amendment that requires states to allocate funds to local rural areas in accordance with the basic allotment formula;

An amendment that requires individuals to register for the draft in order to be eligible for participation in the program; and

An amendment that applies the fraud and abuse provisions of the CETA Act to this bill.

Rejected:

An amendment that sought to prohibit authorization of funds for the program if their expenditure results in deficit spending (rejected by a recorded vote of 166 ayes to 258 noes, Roll No. 348);

An amendment that sought to require that 100 percent of the jobs created by the program go to individuals who have been unemployed at least six weeks prior to enactment of the bill (rejected by a recorded vote of 142 ayes to 279 noes, Roll No. 349);

An amendment that sought to permit the Secretary of Labor to waive Federal restrictions on local governments when it would substantially increase employment in the local jurisdiction;

An amendment that sought to permit the Secretary of Labor to waive Federal restrictions on local governments when it would substantially increase employment for minority youth in the local jurisdiction (rejected by a recorded vote of 92 ayes to 327 noes, Roll No. 350); and

An amendment that sought to require that 100 percent of the jobs created by the program go to in-

dividuals who have been unemployed at least 15 weeks prior to their application to the program (rejected by a division vote of 23 ayes to 73 noes).

The Clerk was authorized to correct section numbers, punctuation, cross references, and to make technical and conforming changes in the engrossment of the bill.

Page 25081

Subcommittee To Sit: Subcommittee on Environment, Energy, and Natural Resources of the Committee on Government Operations received permission to sit during proceedings of the House under the 5-minute rule on Thursday, September 22.

Page 25146

Referrals: Nine Senate-passed measures were referred to the appropriate House committees.

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Quorum Calls—Votes: One quorum call, one yeaand-nay vote, and five recorded votes developed during the proceedings of the House today and appear on pages 25083, 25095, 25110, 25121, 25125, 25145.

Adjournment: Met at 10 a.m. and adjourned at 9:25 p.m.

Committee Meetings

DROUGHT SITUATION

Committee on Agriculture: Held a hearing to review the drought situation. Testimony was heard from John R. Block, Secretary of Agriculture; and other departmental witnesses.

CONTINUING—SUPPLEMENTAL—WATER RESOURCES

Committee on Appropriations: Ordered reported a bill making appropriations for water resources for fiscal year 1984; a bill making supplemental appropriations for fiscal year 1984; and a joint resolution making continuing appropriations for fiscal year 1984.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on the GPO. Testimony was heard from Senator Symms; Representatives Martin of Illinois, and Frenzel; and Danford Sawyer, Public Printer, GPO.

STRATEGIC ARMS REDUCTION TALKS

Committee on Armed Services: Met in executive session to receive a classified briefing on the Strategic Arms Reduction Talks (START). The Committee was briefed by Ambassador Edward L. Rowny, Head, U.S. Delegation to the Strategic Arms Reduction Talks (START).

DISTRICT OF COLUMBIA RETIREMENT REFORM ACT

Committee on the District of Columbia: Ordered reported S. 1625, to amend the District of Columbia Retirement Reform Act.

ILLEGAL AND UNFAIR FOREIGN TRADE PRACTICES IN INTERSTATE COMMERCE

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations continued hearings on the impact of illegal and unfair foreign trade practices in interstate commerce. Testimony was heard from Lawrence Lippie, Chief, General Litigation and Legal Advice Section, Criminal Division, Department of Justice; Herbert Hoffman, Assistant U.S. Attorney, San Diego, California; from the following Supervisory Special Agents, U.S. Customs Service, Department of the Treasury (San Francisco, California): Mark Gwaltney and Robert Nurtagh; and public witnesses.

Hearings continue September 23.

U.S. PARTICIPATION IN THE MULTINATIONAL PEACEKEEPING FORCE IN LEBANON

Committee on Foreign Affairs: Held a hearing on H.J. Res. 364, providing statutory authorization under the war powers resolution for continued U.S. participation in the multinational peacekeeping forces in Lebanon in order to obtain withdrawal of all foreign forces from Lebanon. Testimony was heard from George P. Shultz, Secretary of State; and Gen. P. X. Kelley, Commandant, U.S. Marine Corps.

FOREIGN ASSISTANCE ACT REVIEW

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations held a hearing to review Section 502B of the Foreign Assistance Act: Retaining the word consistent in the phrase "consistent pattern of gross violations of internationally recognized human rights." Testimony was heard from Representative Patterson; Elliott Abrams, Assistant Secretary of State, Bureau of Human Rights and Humanitarian Affairs; James Conrow, Office of Multilateral Development Banks, Department of the Treasury; and public witnesses.

BUREAU OF OCEANS AND INTERNATIONAL ENVIRONMENTAL AND SCIENTIFIC AFFAIRS

Committee on Foreign Affairs: Subcommittee on International Security and Scientific Affairs and the Subcommittee on International Operations held an overview hearing on the Department of State Bureau of Oceans and International Environmental and Scientific Affairs. Testimony was heard from James L. Malone, Assistant Secretary, Bureau of

Oceans and International Environmental and Scientific Affairs, Department of State.

FCC's TELEPHONE ACCESS CHARGE DECISION

Committee on Government Operations: Subcommittee on Government Information, Justice, and Agriculture continued hearings on consideration of the FCC's Telephone Access Charge Decision. Testimony was heard from the following officials of the Department of Defense: Donald C. Latham, Deputy Under Secretary for Communications Command and Intelligence; and Lt. Gen. Winston D. Powers, Director, Defense Communications Agency; Frank Carr, Assistant Administrator for Information Resources Management, GSA; and public witnesses.

Hearings continue September 27.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following bills: S. 1148, to provide for the use and distribution of funds awarded the Assiniboine Tribe of the Fort Belknap Indian Community, Montana, and the Assiniboine Tribe of the Fort Peck Indian Reservation, Montana, in docket numbered 10–81L by the United States Court of Claims; H.R. 3555, to declare certain lands held by the Seneca Nation of Indians to be part of the Allegany Reservation in the State of New York; H.R. 2911, amended, Water Resources Research Act of 1983; and S. 448, amended, to authorize rehabilitation of the Belle Fourche irrigation project.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held an oversight hearing on treble damage reform. Testimony was heard from a public witness.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the environment held an oversight hearing on fish cancer epidemics and their relationship to environmental quality and human health. Testimony was heard from Dr. Joseph Angelovic, Deputy Assistant Administrator for Science and Technology, National Marine Fisheries Service, Department of Commerce; Richard Smith, Assistant Director for Research, Fish and Wildlife Service, Department of the Interior; Dr. Richard Adamson, Director, Division of Cancer Cause and Prevention, National Cancer Institute, NIH, Department of Health and Human Services: Dr. John Couch, Team Leader for Pathobiology, EPA; Dr. John Harshbarger, Director of Registry of Tumors in Lower Animals, National Museum of Natural History, Smithsonian Institution; and public witnesses.

IMPACT OF NEW INFORMATION AND COMMUNICATIONS TECHNOLOGY ON THE POSTAL SERVICE

Committee on Post Office and Civil Service: Subcommittee on Postal Personnel and Modernization continued hearings on the present and future impact of new information and communications technology on the Postal Service. Testimony was heard from public witnesses.

Hearings continue September 27.

MISCELLANEOUS TAX BILLS

Committee on Ways and Means: Subcommittee on Select Revenue Measures held a hearing on miscellaneous tax bills. Testimony was heard from Representative Panetta; Robert Woodward, Tax Legislative Counsel, Department of the Treasury; and public witnesses.

CONGRESSIONAL OVERSIGHT OF COVERT ACTIVITIES

Permanent Select Committee on Intelligence: Continued hearings on whether additional legislation is needed to increase the effectiveness of congressional oversight of covert actions and/or to define in more detail the circumstances in which such action may be undertaken, including consideration of the following bills: H.R. 2787, Intelligence Activities Oversight Information Act; H.R. 3114, Intelligence Expenditures Oversight Act of 1983; and H.R. 3872, to amend the National Security Act of 1947. Testimony was heard from public witnesses.

Hearings continue tomorrow.

Joint Meeting

APPROPRIATIONS—MILITARY CONSTRUCTION

Conferees agreed to file a conference report on H.R. 3263, appropriating funds for fiscal year 1984 for military construction programs of the Department of Defense.

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Thursday, September 22, 1983

Senate

Chamber Action

Routine Proceedings, pages 25246-25375.

Measures Introduced: Eight bills and four resolutions were introduced, as follows: S. 1873–1880, S.J. Res. 169, and S. Res. 225–227.